

RULE OF RIGHTS ADOPTED AT SANTA FE

Convention Inserts Clause
That All Officeholders
Must Speak English.

SWALLOWS IT HARD, HOWEVER

Santa Fe, N. M., Nov. 1.—The constitutional convention held its second evening session last night and finished the article on military, making three articles disposed of in one day, the other two articles having been the bill of rights and the ordinance of compact with the United States.

The session last evening was devoid of features except that delegate E. D. Tittman declared that the military clause adopted might some day furnish an excuse for a standing army and compulsory military service in New Mexico.

The Republican majority stood together on every proposition that came to a vote. For the first time a member of the Democratic minority, H. M. Dougherty, was called to preside over committee of the whole.

The features of the bill of rights are that it includes that "the rights, privileges and immunities, civil, political and religious guaranteed the people of New Mexico by the treaty of Guadalupe Hidalgo shall be preserved inviolate," which gives the Pueblo Indians citizenship and will prevent the disfranchising of Spanish-speaking citizens, the retention of the present grand jury system and an authorization to the legislature to pass laws providing that in civil cases, juries may give a verdict by less than a unanimous vote.

The ordinance compact embodies all the provisions made by the enabling act, which as Thomas B. Catron declared on the floor, are not altogether acceptable to New Mexico, are in part unconstitutional and are accepted by the state only under constraint. This article was amended so as to prevent the legislature from ever appropriating any sum of money in payment of the so-called militia warrants and other invalid indebtedness. Fifteen amendments were presented for statewide prohibition.

Criticism of English Clause.
Sharp criticism of the clause in the enabling act passed by congress, that all territorial officers speak, read, write, and speak in the English language, was the feature of the session. By unanimous vote of 100 to 0, a clause was inserted in the report of the committee on ordinance compact with the United States indicating to congress that the language clause in the enabling act should be amended so as to be inserted in the constitution under compulsion. It was declared that it has been more than 40 years since a territorial officer in New Mexico held office without being able to handle the English language, although the probate judge even of Santa Fe, the capital, transacts business only through an interpreter, and interpreters are used in the convention itself for certain delegates. The section referring to the language clause, as amended, was adopted by a rising vote, 100 to 0. The section reads as follows:

"This state shall never enact any law restricting or abridging the right of suffrage on account of race, color or previous condition of servitude; and in compliance with the act of congress known as the enabling act, it is provided that ability to read, write and speak the English language sufficiently well to conduct the duties of the office without the aid of an interpreter shall be necessary qualification for all state officers and members of the legislature of this state."

Republicans Confer.
This afternoon the Republicans held a conference on the report of the committee on judiciary, which will probably be taken up at the session this afternoon.

CASHIER ENDS LIFE

When EXAMINER COMES.
Georgetown, Tex., Nov. 1.—When bank examiner Chambers appeared at the Weir State bank yesterday afternoon to examine that institution, cashier J. I. Lester stabbed himself in the throat and died within a few moments.

Investigation into the suicide is baffling the authorities, who are unable to determine the reason why Lester should kill himself. Today his accounts were found to be straight and there is no shortage. Lester bore an excellent reputation.

PERUVIAN REVOLT IS NIPPED

Lima, Peru, Nov. 1.—What appears to have been a general revolutionary movement was nipped in the bud by the government today in the arrest of the leaders.

At Cuzco, a city of 20,000, government agents uncovered plans last night for simultaneous uprisings in different places throughout the republic. The organizers were soon in custody.

NO DISORDER ATTENDS ELECTIONS IN CUBA

Havana, Cuba, Nov. 1.—General elections are being held today throughout Cuba. Half the membership of the house of representatives and half the membership of the senate will be chosen as well as provincial and municipal officers.

No disorder was reported during the morning.

ARTESIA AND HOPE PLAN RAILROAD

Over \$25,000 in Cash Is Already Subscribed by Two Towns Tired of Waiting.

TO OWN AND OPERATE LINE THEMSELVES

Artesia, N. M., Nov. 1.—The people of Artesia, N. M., and this place have already subscribed over \$25,000 in cash toward building a railroad to connect the two cities. The people around here are tired of waiting for that long promised Short Line and they now purpose to build the road themselves—at least a section of it. It took only a few hours to raise the first \$25,000, most of it being pledged in Hope.

Estimated Cost.
The subscriptions are on the following basis: Watered land within one mile of town, \$10 per acre, watered land within two and a half miles \$7.50 per acre, watered land further out \$5 per acre.

The cost of building the road from Artesia to Hope will be about \$110,000 or about \$1 per foot. It is estimated that \$75,000 can be raised for the Hope community and \$35,000 at Artesia.

Land Values Enhanced.
There are 12,000 acres of land under the Hope community ditch estimating that each six hour right will water 30 acres of land. The most pessimistic will tell you that a railroad will enhance the value of this land on an average of \$25 per acre. The railroad then will enhance property values around Hope at least \$200,000.

Plan of Operations.
The subscription plan provides for payment in cash or 7 percent mortgage notes, payable in one, two and three years from January 1, 1911. When subscriptions to the amount of \$100,000 shall have been received a meeting to perfect temporary organization shall be called at Hope, N. M. The officers elected at this meeting shall have full and complete control of the funds subscribed and power to build the railroad. Each vote shall be based on \$100 subscription.

People to Own the Road.
Those who have studied the proposition believe they can take the notes and mortgages, put them up as collateral and borrow enough to complete the road way and then bond that part of the road for enough to complete the line into Hope. The bonds will be retired as the one, two and three year subscriptions come in. In this way the people of Hope and Artesia will own and control the road in addition to receiving the advantage of their land and the facilities and conveniences that the road will surely bring.

FINISH NEW ROAD TO YUMA BY 1913.

Already 27 Miles Are In Operation—Will Have Ten Tunnels.

Yuma, Ariz., Nov. 1.—With 500 men at present working, the San Diego and Arizona railroad will be completed to Yuma by April, 1913, according to general manager Clayton. Already 27 miles of the road has been completed and is in operation and 15 miles more is in course of construction.

There will be 10 tunnels, none of which will be over 400 feet long. The highest point on the road is to be 3000 feet and the average grade on the whole line is 1.4 percent. Branch lines will be run to the mining and agricultural districts.

TOURIST TRAVEL IS ON IN EARNEST

West Bound Trains Are Filled to Capacity With Homeseekers.

The slump that followed the colonist movement on railroads passing through El Paso has passed and the usual winter tourist travel has begun in earnest. Southern Pacific trains from the west are going west filled to capacity. No. 9 from the east Monday morning carried two cars of Portuguese immigrants, en route from New Orleans to San Francisco.

A colony of 100 Mexicans, which arrived from the interior of Mexico Sunday morning, went out on S. P. No. 7 Sunday evening for Nogales, where they will form a colony at Hamblin Sunday evening for Nogales, where they will go back into Mexico. They are en route to the Yaqui country, where they will form a colony. They passed through this country in bond.

DRILL TICKETS FOR CHICAGO STRIKE

Society Women of That City Join the Women Strikers in Picketing Work.

POLICE FORCED TO CHARGE THE RIOTERS

Chicago, Ill., Nov. 1.—Society women of Chicago came out in full force today to aid in the work of picketing by the striking garment workers. At least 15,000 of the 40,000 garment workers on a strike are women, but before they will be allowed on the picket lines, they, as well as the girls, on a strike, must attend "picket school."

Mounted police in the business district this afternoon rode into a crowd that had been gathered by the strikers who were attempting to parade without a permit. Many persons were knocked down and more than a dozen injured, including two girls and two children.

The disorder took place on Adams street, near Fifth avenue. One of the injured persons is said to have been a society woman who was acting as picket for the strikers. She was hurriedly removed and her identity was not learned. The police soon dispersed the crowd.

Several other disturbances led to riot calls for the police. Two factories were stoned and many windows broken.

Today, a sympathetic picketing squad "according to the rules" was inaugurated. Legal talent was consulted yesterday and rules for the pickets were drawn up in order to keep them within the letter of the law, so the police would have no pretext for arrest.

These rules are similar to those used by the shirtwaist makers of New York in their long strike for improved working conditions and are expected to do much in winning sympathy for the strikers.

Pickets are forbidden to stop anyone or to stand in front of picketed shops. "Plead, persuade, appeal, but do not threaten" is one of the rules.

ARBITRATION OF STRIKE POSSIBLE

Several Riots With the Police—Ranks of Strikers Increased.

New York, N. Y., Nov. 1.—The National civic federation looked over the express employees' strike today with a view of possibly bringing about an amicable agreement.

John Mitchell, a member of the executive council, held a long conference with several federation officers.

Last night's rioting resulted today in much more drastic police measures. Deputy police commissioner Driscoll today directed the arrest of any person seen displaying a revolver on an express wagon. This is intended to stop the display of weapons by the guards.

The first disorder of the day occurred on Madison when the police started to disperse a mob of 300 strikers and sympathizers who were attacking an American Express wagon. Broken bottles, stones and other missiles flew through the air and the big night sticks of the bluecoats were used sparingly. In a few minutes the mob fled, leaving three of their number in the hands of the police.

New York transfer and Dadds Express drivers and helpers joined the strikers at noon.

POLITICIAN LOSES HIS LIBEN CONTEST

Denver, Colo., Nov. 1.—The jury in the \$100,000 libel suit of state senator Barney O'Connell against the Denver Post brought in a verdict today for the defendant.

The Post charged that O'Connell was a traitor in his conduct to his constituents in voting on certain measures before the legislature. When sued, the Post reiterated its charges and declared it would prove them as its defense.

SECURE THREE JURYMEN FROM VENUE OF HUNDRED

Waxahatchie, Texas, Nov. 1.—Only three jurors were secured this morning for the trial of C. A. Redman, charged with killing B. C. Robinson, a Hill county farmer, three years ago. A special venire of 100 is already nearly exhausted and another probably will be summoned. A majority of the veniremen were excused after declaring that they were opposed to the death penalty. One hundred witnesses are present.

SUIT ON CONTRACT.

Suit asking for the specific performance of an alleged contract has been filed in the 41st district court by George Pence against W. P. Book.

ARIZONA PERMITS RECALL OF ANY OFFICIAL

Phoenix, Ariz., Nov. 1.—Provision for the recall of any elective officer in the state is made in the proposition introduced in the constitutional convention today by the executive committee as a substitute for all similar measures presented. It was expected that there would be a minority report excluding that of the judiciary from the operation of the recall but the only minority report presented provided that the recall election and the one to fill the vacancy so created be held separately.

KILLS HIS WIFE AND THEN HIS SON

Lawrenceville, Ga., Nov. 1.—Joseph Wallace, a prominent merchant of this place last night shot and killed his wife and thirteen-year-old son, and fatally wounded his sixteen-year-old son, drove his two daughters out of the house and then committed suicide. No cause is known.

CABINET IS TOO BUSY IN POLITICS TO MEET.

Washington, D. C., Nov. 1.—Lack of a quorum caused an abandonment of the regular Tuesday session of the cabinet today. Three members of the president's official family are already out in the campaign, two are absent from the country, one starts for the Ohio campaign this afternoon and another goes Thursday.

FOUR MINERS ARE BLOWN TO DEATH.

Butte, Mont., Nov. 1.—Four miners were blown to shreds as a result of an explosion this morning in the Leonard mine, one of the properties of the Boston and Montana company. All the victims are Flinn.

MILLION DOLLAR FIRE IN EGYPT

Alexandria, Egypt, Nov. 1.—Fire today caused a million dollars' loss, destroying 6000 bales of cotton and several large cotton sheds.

VISITORS INVITED TO COME TO THE HERALD.

The Herald visitors' gallery will be open all day during the fair and the friends of the southwest's big newspaper are invited to call and inspect the plant while in El Paso. The plant is in operation all day and the big presses will be running each afternoon after 2 p. m. The visitors' gallery extends the full length of The Herald's building and every operation which goes to the making of a metropolitan newspaper can be seen from the gallery. Visitors and homefolk are always welcome. There are no press room secrets.

Daughter Takes Mother's Husband

Milwaukee, Wis., Nov. 1.—That Mrs. Johanna Huesselman is entitled to \$9800 damages from her daughter, the wife of Dr. Wilhelm Becker, was the verdict of a jury in the circuit court in a \$25,000 alienation of affections suit of mother against daughter. Mrs. Huesselman and Dr. Becker were married in Chicago in 1900. She was then 46 years old. He was 31. She had two daughters. One of them was Mrs. Hattie Bott, aged 26 at that time. Mrs. Bott was then living in St. Paul. Her husband was Dr. Henry C. Bott.

Some time after the marriage Mrs. Bott came to Milwaukee to visit her mother and her new stepfather, and following her visit Mrs. Becker and the doctor separated. Mrs. Huesselman got a divorce from the doctor.

On November 3, 1906, Mrs. Bott, the present Mrs. Becker, began suit for divorce from Dr. Bott. She got the divorce November 24, 1907. Five days later, according to the testimony, Mrs. Bott and her stepfather married.

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BRIBERY CHARGED IN JURY TRIAL

Arrests Are Made in Celebrated Case—A Nan Patterson Juror.

New York, N. Y., Nov. 1.—The trial of Edward T. Rosenheimer, a reputed millionaire charged with the murder of Miss Grace Hough by running her down with an automobile, was suddenly halted today by the arrest of one of the jurors, George W. Yeandle, an architect, on the charge of having demanded and received a bribe.

The arrest was made after \$500, it was alleged, had been given Yeandle by George Knoblock, one of Rosenheimer's lawyers. The money, it was learned in court, was paid over to him on instructions from Justice Ogorman. Yeandle was a juror in the first Nan Patterson trial and is said to have been one of those who held out against a verdict of guilty.

Dagelbert Tiemendorfer, alleged to be a "go between," was also arrested. Both were sent to jail in default of \$100,000 bail, the examination being set for Thursday.

According to Jas. Osborne, chief of Rosenheimer's attorneys, Tiemendorfer called at his office yesterday after the jury was selected and proposed that for \$2000 Yeandle vote for Rosenheimer's acquittal no matter what the evidence might be. To prove Yeandle's value, Tiemendorfer told Osborne he had been one of the jurors in the first Nan Patterson murder trial and had "hung" the jury after holding out against a verdict of guilty for 17 hours.

EFFORTS TO BRIBE TEXAS JURY CHARGED

Ft. Worth, Tex., Nov. 1.—A sworn statement of Charles Henry that he was offered a bribe of \$100 to increase the verdict in the case of Mrs. Ray Burns vs. the Fort Worth & Denver, and the Texas & Pacific railroads, was filed today.

Charges of attempt at bribery were filed against Will Merritt and Tom Bradley, both farmers near Smithfield. Bradley was arrested and gave bond. Merritt has not yet been located.

Mrs. Burns sued for \$67,000 as a result of injuries received when traveling.

HALLOWEEN DANCE AT NOGALES WELL ATTENDED.

Nogales, Ariz., Nov. 1.—A large number of Nogales people attended the Halloween dance given at the Santa Cruz club rooms and was attired in Halloween costumes.

Justus J. Duske, organizer of the Fraternal Brotherhood, has begun the work of organizing a local order, for which many members have been secured.

VICTIM OF STABBING DIES FROM INJURIES

Wichita Falls, Texas, Nov. 1.—Ed. Hardwick, who was stabbed in an affair here Saturday with Ed Hamberg and his father, Frank Hamberg, died early this morning. The body will be sent to Frisco, Texas, for burial. New Complaints were sworn out against both Hambergs, charging them with murder. They probably will be given a preliminary hearing tomorrow.

RANCH HANDS FIGHT AND ONE IS FATALLY INJURED

Marlin, Texas, Nov. 1.—Milt Cowan, aged 21, was fatally out this morning during an altercation with J. M. Murphy, one of the Owens ranch, five miles west of town. Both are employed on the ranch and they quarreled over a team of horses. Murphy has surrendered to the authorities.

COW FOR THE PRESIDENT.

Washington, D. C., Nov. 1.—Pauline Wayne, the prize winning cow from senator Isaac Stephenson's stock farm in Wisconsin, is at last on her way to the white house, where she will supply the president's table with milk. The cow was shipped today.

FRANK ON POLICE.

Some wag at the Toilet club called the police Monday night to get "a drunken chauffer" in an auto in front of the club. The jokers had put a stuffed man in the machine.

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BATTLESHIPS TO CROSS ATLANTIC

Philadelphia, Pa., Nov. 1.—The battleships Minnesota, Vermont, Idaho and Mississippi left the Philadelphia navy yard this morning to join the other 12 ships of the battleship fleet that will make an European tour.

The divisions probably will meet several hundred miles out at sea. About three weeks will be spent at Gravesend, England, and three more at Cherbourg, France, after which the fleet will cross to Guantanamo, Cuba, for winter maneuvers.

DOZEN WITNESSES IN STREIGHT TRIAL

Waco, Texas, Nov. 1.—More than a dozen witnesses testified this morning at the trial of Mrs. Minnie Lee Streight, charged with murdering her husband, editor T. E. Streight, of McGregor. They all declared Streight had an excellent character and was high minded and considerate. This morning's session was devoid of any new or startling evidence, and even the opposing counsel did not clash. Tomorrow probably will be the last day in taking evidence.

STATE GUARD REGULATIONS BARRED AT MURDER TRIAL.

Dallas, Texas, Nov. 1.—Five witnesses testified this morning in the trial of J. D. Manley, charged with killing Louis Richenstein. The regulations of the Texas national guard were brought into the case, and when the state attorneys objected, judge Say refused to permit the regulations to be introduced as evidence, saying:

"I am trying this case under the laws of Texas and do not think the regulations of the Texas national guard have anything to do with the trial of the case."

W. G. Lester testified that he heard someone curse the defendant, but he became badly mixed on cross examination.

OUT FOR A WALK, SHE PUTS AN END TO LIFE.

Texarkana, Ark., Nov. 1.—Florence Perry, stenographer, aged 25, recently divorced from H. P. Bond, wife chief of the Western Union at Dallas, fatally wounded herself this morning by firing a bullet into her abdomen. She was out walking with Grove Griswold, a bookkeeper, when the revolver fell from his pocket. The woman snatched it and, turning the weapon upon herself, pulled the trigger.

LIVESTOCK RATES TO BE ADJUSTED AT CONFERENCE

Wichita Falls, Tex., Nov. 1.—Representatives of local railroads leave tonight for St. Louis to attend a conference of the southwestern tariff bureau. The bureau will adjust livestock rates from southern Oklahoma points to Fort Worth and Oklahoma City. Both cities are asking preferential rates. The conference will have an important bearing on packing house industries in both towns.

BOARD OF EDUCATION BUYS STATE'S BONDS.

Austin, Texas, Nov. 1.—The state board of education today purchased \$1,557,000 refunding bonds of the state, issued to cover the state's indebtedness out of the permanent school fund. The refunding bonds bear 3 percent interest and could not be sold in open market because of the low rate of interest.

SERIOUS STORM IS SWEEPING BRITAIN

Washington, D. C., Nov. 1.—The British Isles and northern Europe are today being swept by a violent storm. The disturbance covers a wide area and it is believed much damage will be done to shipping.

The weather bureau reports indications of another violent storm in the Caribbean sea.

SUITS TO BE DISMISSED.

Austin, Texas, Nov. 1.—As the result of a conference between attorney general Lightfoot and E. A. Thompson of Dallas this morning, 19 suits filed by companies against the fire rating board to restrain it from enforcing the rates, will be dismissed. The suits were brought before the new insurance law was enacted.

TAYLOR, TEXAS, HAS 5314.

Washington, D. C., Nov. 1.—The census bureau today announced the population of Taylor, Texas, as 5314, a gain of 1103 in the last 10 years.

EL PASO FAIR

FIREWORKS ARE
GIVEN FREE
TO PUBLIC

Dog Show Opens Wednesday, With Many Entries. Society at Horse Show.

FREE ASCENSIONS BY BALLOONIST

Interesting Program Promised Visitors to the Exposition on Wednesday.

WEDNESDAY'S PROGRAM.
10 a. m.—Opening of the second annual dog show.
10 a. m.—Baseball tournament, Douglas vs. Cheyenne.
12 m.—Massed band concert on the colonnade.
2:30 p. m.—Second day of the Great Western circuit races.
4 p. m.—Balloon ascension from the infield.
4 p. m.—Free vaudeville in front of the grandstands.
4:30 p. m.—Cow pony relay race for five miles around the track.
7:30 to 10:30 p. m.—Massed band concert on the grounds.
7:30 to 11 p. m.—El Paso night on the Overland Trail.

W. H. Wilson, the fireworks man, will make his first appearance before an El Paso audience Tuesday night at the fair grounds, literally in a blaze of glory. The first fireworks program will be given in the infield and will include a number of aerial set pieces and illuminated displays in the heavens.

There will be no additional charge for the grandstand at the fireworks programs, which are to be given Tuesday and Friday evenings at the fair. The admission to the grounds at night after 6 p. m. is 25 cents and this will be the only charge made on the nights the fireworks are shown. The program will begin at 8 p. m.

The free balloon ascensions arranged for fair week began on Monday afternoon. They will continue through the week, in front of the grand stand, each afternoon at 4:30. P. B. Purcell, of Omaha, is giving the exhibitions.

El Paso's second annual Great Western circuit race meeting opened Tuesday afternoon at 2:30 with the 2:12 pace, the bankers' stake for a purse of \$1000. The county trot and two running events were also included in the program of the opening day of the racing. Added interest has been given to the second annual meeting because of the presence of Dan Patch, Minor Heir, Hedgeswood Joy, Lady Mand C. and George Gano for the climax of the racing on Friday. These horses are expected Wednesday morning from the east and will positively appear in special match events Friday afternoon, Dan Patch, when the old campaigner will give an exhibition in front of the grandstand.

Special Races.
Wednesday afternoon, the second day of the Great Western circuit racing, a special race will be pulled off for a purse of \$500. This special race will be between Dick McMahon's Fair Maiden and W. O. Foote's Governor Francis. In addition to the special race the county pace with the best of the local horses entered will be given Wednesday afternoon. The entries for the county event are: Annie Laurie, W. J. Harris, owner; Bobs, Dr. J. A. Edmonds, owner; Dan M., J. M. Gayle, owner.

A card of running races will also be held at the close of the harness events. Wednesday at 4:30 the cow pony relay race also takes place.

ART DISPLAY AT THE EL PASO FAIR

Some Good Showings From Amateurs; a Good Start For the City.

The art exhibit in the water-color department at the fair is considered by artists of much more importance than last year's. To display only original work is of course the ideal of directors.

(Continued on Next Page.)

SOCIETY ATTENDS THE HORSE SHOW

Nature furnished the color for the third annual society horse show at the fair grounds Monday evening. Just as the sun was setting, the sun was slipping behind the mountains the horse show was heralded on the sky by one of the most brilliant sunsets ever seen in El Paso. The sky was splashed with colors, the colors of the El Paso Fair and Exposition—blue and gold, the bluebonnet blue of Texas and the golden yellow of the southwestern sunshine.

For the first time the El Paso horse show was given by electric light. The parade in front of the grandstand was lighted by a string of arcs and strands of illumination were hung across the track and entrance, making the stands and approaches as light as the downtown streets.

The Opening.
The lighting effect was made more effective by the use of red fire, which was burned in the infield while the parade of all the classes of the horse show was given down the speedway and past the applauding crowds. The parade was led by Dr. Burleson Staten, president of the Horse Show association, assisted by chief E. P. Jenkins in full uniform. The parade started to the shrill call of the horse show trumpet and as it passed in review the massed bands flanking the judges' stand, struck up a swinging march, the blooded horses tossing their heads and prancing in time to the music.

MEXICAN BANDITS FLEE WITH AMERICAN GIRL

Mexico City, Nov. 1.—An armed party of men are now in close pursuit of two desperate Mexicans who kidnaped Grace Rolph, 16 years old, from a ranch near Chicoa, state of Tamaulipas, Wednesday. Miss Rolph is a daughter of Dr. B. M. Rolph, of Pender, Neb.

A few details of the kidnapping were contained in a telegram received at the American embassy late last night from consul Miller, of Tampico. In the message the consul stated that Segundo Selere and Leandro Mendoza,

desperate men, robbed a safe and kidnaped the girl.

Dr. Rolph, the girl's father, accompanied by friends, is now in pursuit. The guilty parties have been reformed and are headed for Huasteca, state of Veracruz. Consul Miller has asked that rurales be sent to aid the pursuing party, as the situation is serious and he says a clash between pursuers and pursued, all of whom are armed, is probable.

Consul Miller says the proper papers have been made out for the arrest of the fugitives. The fate of the girl is in doubt.